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4 Counsel for Defendant  
ROY BRIAN MERCER  
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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 UNITED STATES OF AMERICA,	)	No. CR 98-0166 MMC
	)	
9 Plaintiff,	)	<b>STIPULATION AND <del>PROPOSED</del></b>
10 vs.	)	<b>ORDER CONTINUING STATUS</b>
	)	<b>HEARING</b>
11 ROY BRIAN MERCER,	)	
	)	
12 Defendant.	)	
	)	
13	)	

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15 The United States, by Assistant U.S. Benjamin P. Tolkoff, and the defendant, Roy Brian  
16 Mercer, through John J. Jordan, counsel of record, hereby move this Court to continue the date of  
17 defendant's status hearing from June 13, 2012, until July 18, 2012, at 2:15 p.m..

18 1. The defendant is currently before this Court on a Form 12 supervised release  
19 violation, with a status hearing now scheduled for June 13, 2012.

20 2. At the time that Court scheduled the status hearing for June 13, 2012, counsel  
21 for the defendant mistakenly overlooked a conflict for that date. Counsel then contacted AUSA  
22 Tolkoff and Probation Officer Ortiz regarding possibly continuing the case one week until June  
23 20, 2012. Both were agreeable, but Probation Officer Ortiz suggested moving the case until July  
24 18, 2012, as she is still on limited duty for medical reasons and would not be able to personally  
25 appear on June 13 or June 20. By mid-July, however, she believes she will be back full time and  
26 able to appear. All parties are available to appear on that date.

1           3.       The parties accordingly ask the Court to continue the matter until July 18, 2012,  
2 at 2:15 p.m.

3           4.       As the defendant has pled guilty, there are no speedy trial act concerns.

4           5.       Accordingly, the parties ask the Court to continue the matter until July 18,  
5 2012, at 2:15 p.m.

6       So Stipulated:

/S/ Benjamin P. Tolkoff  
BENJAMIN P. TOLKOFF  
Assistant U.S. Attorney


/S/ John J. Jordan  
JOHN J. JORDAN  
Counsel for Defendant

10                               **Proposed ORDER**

11       \_\_\_\_ FOR GOOD CAUSE SHOWN, the date of defendant's status hearing is continued from  
12 June 13, 2012, until July 18, 2012, at 2:15 p.m.

13       SO ORDERED.

14       DATED: June 6, 2012.

  
MAXINE M. CHESNEY  
United States District Judge